

United States Bankruptcy Court		IN VOLUNTARY PETITION						
MIDDLE	District of <u>NORTH CAROLINA</u>							
IN RE (Name of Debtor - If Individual: Last, First, Middle) Zachary T. Bynum, III		ALL OTHER NAMES used by debtor in the last 6 years (Include married, maiden, and trade names.)						
LAST FOUR DIGITS OF SOC. SEC. NO./Complete EIN or other TAX I.D. NO. (If more than one, state all.)								
STREET ADDRESS OF DEBTOR (No. and street, city, state, and zip code) 830 Oaklawn Avenue Winston-Salem, NC 27104		MAILING ADDRESS OF DEBTOR (If different from street address)						
<small>COUNTY OF RESIDENCE OR PRINCIPAL PLACE OF BUSINESS</small> Forsyth								
LOCATION OF PRINCIPAL ASSETS OF BUSINESS DEBTOR (If different from previously listed addresses)								
CHAPTER OF BANKRUPTCY CODE UNDER WHICH PETITION IS FILED								
<input checked="" type="checkbox"/> Chapter 7 <input type="checkbox"/> Chapter 11								
INFORMATION REGARDING DEBTOR (Check applicable boxes)								
Petitioners believe: <input type="checkbox"/> Debts are primarily consumer debts <input checked="" type="checkbox"/> Debts are primarily business debts		TYPE OF DEBTOR <input checked="" type="checkbox"/> Individual <input type="checkbox"/> Stockbroker <input type="checkbox"/> Partnership <input type="checkbox"/> Commodity Broker <input type="checkbox"/> Corporation <input type="checkbox"/> Railroad <input type="checkbox"/> Other: _____						
BRIEFLY DESCRIBE NATURE OF BUSINESS Attorney								
VENUE <input checked="" type="checkbox"/> Debtor has been domiciled or has had a residence, principal place of business, or principal assets in the District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. <input type="checkbox"/> A bankruptcy case concerning debtor's affiliate, general partner or partnership is pending in this District.		FILING FEE (Check one box) <input checked="" type="checkbox"/> Full Filing Fee attached <input type="checkbox"/> Petitioner is a child support creditor or its representative, and the form specified in § 304(g) of the Bankruptcy Reform Act of 1994 is attached.						
PENDING OR AFFILIATE OF IT		UNITED STATES BANKRUPTCY COURT Middle District North Carolina # 050038576 - HR 11:46 AM, March 19, 2004 RECEIPT						
Name of Debtor <hr/> Relationship		<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left; width: 15%;">Code</th> <th style="text-align: left; width: 15%;">Qty</th> <th style="text-align: left; width: 15%;">Amount</th> </tr> </thead> <tbody> <tr> <td style="text-align: left;">07</td> <td style="text-align: left;">1</td> <td style="text-align: left;">\$209.00</td> </tr> </tbody> </table>	Code	Qty	Amount	07	1	\$209.00
Code	Qty	Amount						
07	1	\$209.00						
ALL (Check a)		<p style="text-align: right;">TOTAL PAID: \$209.00</p> <p>From: Daniel C Bruton 100 N Cherry St P O Box 21029 Involuntary 04-50795 Winston-Salem, NC 27120-1029</p>						
1. <input checked="" type="checkbox"/> Petitioner(s) are eligible to file this 2. <input checked="" type="checkbox"/> The debtor is a person against whom the United States Code. 3.a. <input checked="" type="checkbox"/> The debtor is generally not paying such debts as are the subject of a bona fide collection proceeding. b. <input type="checkbox"/> Within 120 days preceding the filing of this petition, a receiver, or agent appointed or authorized to take charge of less than substantially all of the property of the debtor for the purpose of enforcing a lien against such property, was appointed or took possession.								

FORM 5 Involuntary Petition
(6/92)Name of Debtor Zachary T. Bynum, III

Case No. _____

(court use only)

TRANSFER OF CLAIM

- Check this box if there has been a transfer of any claim against the debtor by or to any petitioner. Attach all documents evidencing the transfer and any statements that are required under Bankruptcy Rule 1003(a).

REQUEST FOR RELIEF

Petitioner(s) request that an order for relief be entered against the debtor under the chapter of title 11, United States Code, specified in this petition.

Petitioner(s) declare under penalty of perjury that the foregoing is true and correct according to the best of their knowledge, information, and belief.

X See attached.

Signature of Petitioner or Representative (State title)

Name of Petitioner Date Signed

Name & Mailing

Address of Individual

Signing in Representative

Capacity _____

X _____

Signature of Attorney

3/19/04

Daniel C. Bruton

Name of Attorney Firm (If any)

P.O. Box 21029

Address

Winston-Salem, NC 27120-1029

Telephone No.

(336) 722-3700

X _____

Signature of Petitioner or Representative (State title)

Name of Petitioner Date Signed

Name & Mailing

Address of Individual

Signing in Representative

Capacity _____

X _____

Signature of Attorney

Date

Name of Attorney Firm (If any)

Address

Telephone No.

X _____

Signature of Petitioner or Representative (State title)

Name of Petitioner Date Signed

Name & Mailing

Address of Individual

Signing in Representative

Capacity _____

X _____

Signature of Attorney

Date

Name of Attorney Firm (If any)

Address

Telephone No.

PETITIONING CREDITORS

Name and Address of Petitioner	Nature of Claim	Amount of Claim
See Attached		
Name and Address of Petitioner	Nature of Claim	Amount of Claim
Name and Address of Petitioner	Nature of Claim	Amount of Claim

Note: If there are more than three petitioners, attach additional sheets with the statement under penalty of perjury, each petitioner's signature under the statement and the name of attorney and petitioning creditor information in the format above.

Total Amount of
Petitioners' Claims

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA
WINSTON-SALEM DIVISION

IN RE:) **04-50795**
ZACHARY T. BYNUM, III) Case No. _____
Debtor.) Chapter 7

INVOLUNTARY BANKRUPTCY PETITION UNDER CHAPTER 7

1. Petitioners, (1), Michael Bozymski and Catherine Bozymski (2) Chad Jarvis and Lisa Jarvis, (3) Gregory Brewer and Jacqueline Brewer, and (4) Moises E. Flores DeValgaz and Delores DeValgaz, are creditors of Zachary T. Bynum, III (hereinafter the "Debtor"), holding claims against the Debtor, not contingent as to liability or the subject of a bona fide dispute, amounting in the aggregate, in excess of the value of any lien held by any of the above-named petitioning creditors (hereinafter the "Petitioners") on the Debtor's property securing such claims, at least Ten Thousand Dollars (\$10,000.00).

2. The nature and amount of the claims of the Petitioners are as follows:

- (a) Michael Bozymski and Catherine Bozymski are unsecured creditors of the Debtor in an amount in excess of \$480,000, plus interest, costs, and attorneys fees.
- (b) Chad Jarvis and Lisa Jarvis are unsecured creditors of the Debtor in an amount in excess of \$144,000, plus interest, costs, and attorneys fees.
- (c) Gregory Brewer and Jacqueline Brewer are unsecured creditors of the Debtor in an amount in excess of \$333,000, plus interest, costs, and attorneys fees.

(d) Moises E. Flores DeValgaz and Delores DeValgaz are unsecured creditors of the Debtor in an amount in excess of \$183,000, plus interest, costs, and attorneys fees.

3. Upon information and belief, the Debtor's residence and principal place of business has been within this district for the 180 days preceding the filing of this Petition.

4. Upon information and belief, the Debtor is a person against whom an order for relief may be entered under Title 11 of the United States Code.

5. The Debtor is generally not paying the debts of the Debtor as they become due.

(a) Michael Bozymski and Catherine Bozymski, Moises E. Flores DeValgaz and Delores DeValgaz, Chad Jarvis and Lisa Jarvis, and Gregory Brewer and Jacqueline Brewer are all owed monies by the Debtor that are past due.

(b) Upon information and belief, there may be numerous other debts owed by the Debtor that are past due.

WHEREFORE, the Petitioners respectfully request the Court that:

1. An Order for Relief be entered against Zachary T. Bynum, III under Chapter 7 of Title 11 of the United States Code;

2. A preliminary or temporary trustee for the Debtor be appointed by the Court; and

3. The Court grant such other and further relief as the Court deems just and proper.

This the 19th day of March, 2004.



Daniel C. Bruton
State Bar No. 22440

Attorney for Michael Bozymski and
Catherine Bozymski, Chad Jarvis and Lisa
Jarvis, Gregory Brewer and Jacqueline
Brewer, and Moises E. Flores DeValgaz and
Delores DeValgaz

OF COUNSEL:

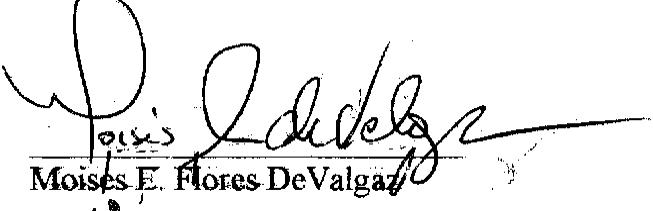
BELL, DAVIS & PITT, P.A.
100 North Cherry Street, Suite 600
P. O. Box 21029
Winston-Salem, NC 27120-1029
(336) 722-3700

STATE OF NORTH CAROLINA)
COUNTY OF FORSYTH)

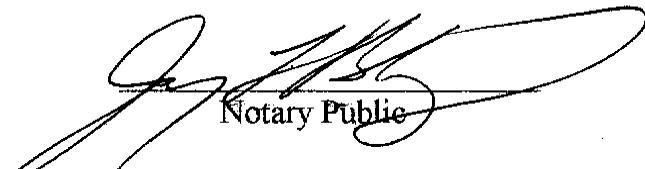
VERIFICATION

I, Moises E. Flores DeValgaz, one of the Petitioners named in the foregoing Petition, declare under penalty of perjury that, with respect to the claim of Moises E. Flores DeValgaz and Delores DeValgaz, the foregoing is true and correct according to the best of my knowledge, information, and belief.

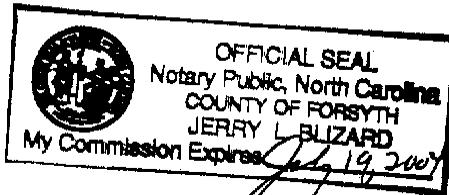
This the 17th day of March, 2004.

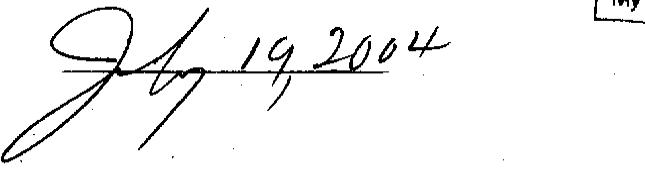

Moises E. Flores DeValgaz

Sworn to and subscribed before me this
the 17th day of March, 2004.


Notary Public

My commission expires:




Mar 19, 2004

STATE OF NORTH CAROLINA)
COUNTY OF FORSYTH)

VERIFICATION

I, Moises E. Flores DeValgaz, one of the Petitioners named in the foregoing Petition, declare under penalty of perjury that, with respect to the claim of Moises E. Flores DeValgaz and Delores DeValgaz, the foregoing is true and correct according to the best of my knowledge, information, and belief.

This the 16 day of March, 2004.

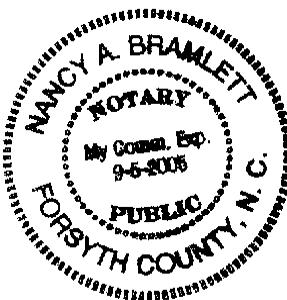
Moises de Valgaz
Delores DeValgaz

Sworn to and subscribed before me this
the 16 day of March, 2004.

Nancy A. Bramlett
Notary Public

My commission expires:

Sept. 5, 2005

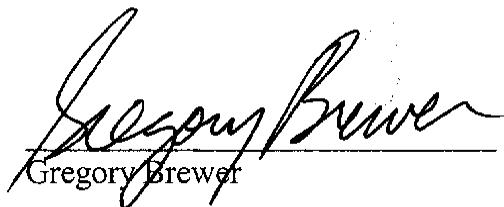


STATE OF NORTH CAROLINA)
COUNTY OF FORSYTH)

VERIFICATION

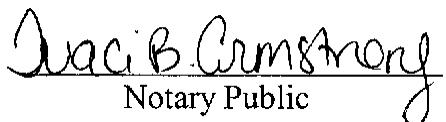
I, Gregory Brewer, one of the Petitioners named in the foregoing Petition, declare under penalty of perjury that, with respect to the claim of Gregory Brewer and Jacqueline Brewer, the foregoing is true and correct according to the best of my knowledge, information, and belief.

This the 16 day of March, 2004.



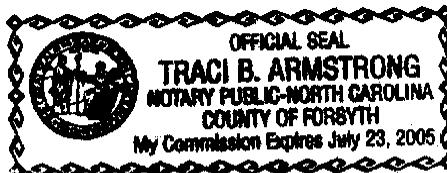
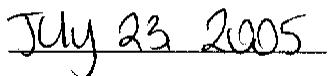
Gregory Brewer

Sworn to and subscribed before me this
the 16 day of March, 2004.



Traci B. Armstrong
Notary Public

My commission expires:



STATE OF NORTH CAROLINA

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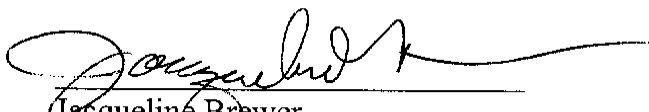
VERIFICATION

COUNTY OF FORSYTH

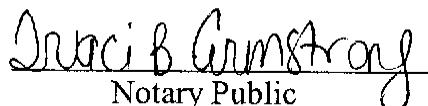
)

I, Jacqueline Brewer, one of the Petitioners named in the foregoing Petition, declare under penalty of perjury that, with respect to the claim of Gregory Brewer and Jacqueline Brewer, the foregoing is true and correct according to the best of my knowledge, information, and belief.

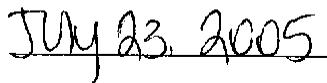
This the 16 day of March, 2004.


Jacqueline Brewer

Sworn to and subscribed before me this
the 16 day of March, 2004.


Traci B. Armstrong
Notary Public

My commission expires:



STATE OF NORTH CAROLINA

)

VERIFICATION

COUNTY OF FORSYTH

)

I, Michael Bozymski, one of the Petitioners named in the foregoing Petition, declare under penalty of perjury that, with respect to the claim of Michael Bozymski, the foregoing is true and correct according to the best of my knowledge, information, and belief.

This the 15th day of March, 2004.



Michael Bozymski

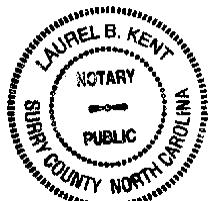
Sworn to and subscribed before me this
the 15th day of March, 2004.



Laurel B. Kent
Notary Public

My commission expires:

02-04-06



STATE OF NORTH CAROLINA

)

VERIFICATION

COUNTY OF FORSYTH

)

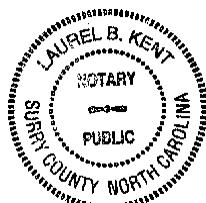
I, Catherine Bozymski, one of the Petitioners named in the foregoing Petition, declare under penalty of perjury that, with respect to the claim of Michael Bozymski and Cathy Bozymsky, the foregoing is true and correct according to the best of my knowledge, information, and belief.

This the 15 day of March, 2004.

Catherine Bozymski
Catherine Bozymski

Sworn to and subscribed before me this
the 15th day of March, 2004.

Laurel B. Kent
Notary Public



My commission expires:

02-04-06

STATE OF NORTH CAROLINA)
COUNTY OF FORSYTH)

VERIFICATION

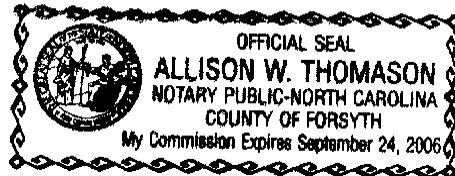
I, Lisa Jarvis, one of the Petitioners named in the foregoing Petition, declare under penalty of perjury that, with respect to the claims of Chad Jarvis and Lisa Jarvis, the foregoing is true and correct according to the best of my knowledge, information, and belief.

This the 12th day of March, 2004.

Lisa Jarvis
Lisa Jarvis

Sworn to and subscribed before me this
the 12 day of March, 2004.

Allison W. Thomason
Notary Public



My commission expires:

9/24/2006

STATE OF NORTH CAROLINA)
COUNTY OF FORSYTH)

VERIFICATION

I, Chad Jarvis, one of the Petitioners named in the foregoing Petition, declare under penalty of perjury that, with respect to the claims of Chad Jarvis and Lisa Jarvis, the foregoing is true and correct according to the best of my knowledge, information, and belief.

This the 12th day of March, 2004.

Chad Jarvis
Chad Jarvis

Sworn to and subscribed before me this
the 12 day of March, 2004.

Allison W. Thomas

Notary Public

My commission expires:

9/24/2006

